

App F IX 4

Previous References

ml 58-46 (4, 6, 8)
ml 69-48 (10, 11 (A))

Later References

1947-48

(one)

File No 69-48

Serial Nos. 22, 23

7, 8, 22, 23

24, 25

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2,

11 p. 47
C

Part B for

SUBJECT

REV 49

Regarding the layout in S N 355 of
Chamarajanager -

To,

The L & C MGS L.S.

G.O L4788/14 11 49

States that Party may be
Permitted to reform the layout

4669
2

Letter no D3 Pet 1165/47-48 & 572/48 from the Dy Commr Mysore &c, requesting sanction to accept a modified estimate for Rs 4000/- as against the original estimate for Rs 10,000/- for the construction of roads, drains etc, in the private layout of Mrs Adilakshamma & Mrs Devi Krishnakumari in Chamaraayanagar

B" 1) The formation of a layout on survey no 358 in Chamaraayanagar Town by Mrs Adilakshamma & Mrs Devi Krishnakumari was approved by Govt in their order no L 1919/mel 58-46. & 2.8 47, subject to the condition that the Party should deposit Rs 10,000/- within a month towards the expenditure for the construction of roads, drains etc in the above layout etc,

2) on the representation of the Party that the deposit of Rs 10,000/- for the formation of roads, drains etc is very high, the Party was asked by the Dy Commr ^{Mysore &c} to submit an estimate of actual cost. Accordingly the Party sent an estimate for Rs 2825 duly prepared by an Engineer-

provision of Rs 4000/- for the formation of roads & drains
etc. in the extension at Chamarayanagar

4669

✓ This estimate was scrutinised by the Executive Engineer, Mysore Dist & found to be correct. Mr Chamarayanagar has also approved of the revised estimate at their meeting held on 22-12-47.

3) In the estimate, no provision has been made for supply of water & electric lights - on the ground that the water supply scheme is under correspondence with the Govt & that the electrical Dept would provide free connection.

4) The Pargr has therefore been asked to pay Rs 500 more towards the fixing of taps in the extension at Mutchulika is also proposed to be taken from the Pargr to the effect that she would be prepared to pay any amount required ^{over & above} the estimate in this behalf.

5) The Dy. Commr recommends that a deposit of Rs 4000/- may be accepted as against the original deposit of Rs 10,000/-.

~~16/2~~ ✓ 6) ~~on account~~ The Government Architect has consulted when the formation of the private lay-out at Chamarayanagar was permitted. His opinion may also be taken now as to whether the construction of roads, drains, etc. on this piece of land can be done at such a low cost of Rs 3500/- to avoid complications arising later by the work not

This is not a
Tender &amp;
question. The
Executive Engineer
may ~~be~~ ^{be} by
other ~~the~~ ^{the} ~~estimate~~
may ~~is~~ ^{is} sufficient
for

4669
9/1

being satisfactorily or completely done

Pr. 17/2/48 7) The D.C. Inquire into, under
seeking sanction of Govt to reserve the
amount of deposit from Rs 10000 to Rs 4000
in this case, has stated that it is
intended to obtain a stamped
the Govt agreeing to pay whatever
extra amount might be received over
above the sum of Rs 4000 to be deposited
by the D.C. to affirming the program
subject to this condition may be put up
for 17/2/48

8252
23/2

8) Subd with a draft to for appl
11/18
19/2

rev 22/2/48

9) Ascertain if the
amount has already been
of its deposits

10) Subd with a draft letter in appl 23/2
11/18
24/2

11) Issue from
24/2/48

4669 $\sqrt{4432}$
L
Private Layout - Chamarayanagar

To The Dy Commr, Mysore Dt

No L 13854 D 24-2-48

Requests him to state if the amount
of Rs 3500 has been deposited

Ans A
25/2

Letter no D3 Pct 1165 D 47-48 D 8-12-48 from
the Dy Commr, Mysore Dt, stating that the
Pdt of the Chamarayanagar Town Mcl
has reported that the party has not
deposited the amount so far -

12) subd for orders with reference to para 9 supra

11/12
13) The facts of the case have been
set forth in paras 1 to 5 of the notes

supra
14) The D's report shows that, even
though sufficient time was allowed for the
party to deposit the amount required for the function of roads
in the road & Rs 350 in
Chamarayanagar Town, the party has
failed to do so. The President
of the Chamarayanagar Town Mcl
has in his letter dated 20 11 48

24432

stated that in the arcs, ~~the~~
action is maybe deemed necessary
might take

15) As the party has failed to abide
by the conditions imposed by the ~~the~~
Govt. the approval of Govt. accord
to the formation of a layout in letter
no 219191 m/s 8-46-8 18/4/14

Stop B

maybe withdrawn & the land will
to be required by the local village
for the formation of an extension
the definite joining of the ~~will~~
in regard to its consent to acquire
the land for the formation of an extension,
meeting the compensation & other charges
then & my ^{out of funds} perhaps be obtained this
the D.C. Mysore ~~from~~

16) In order with reference to para 9
above in para 31 in the linked file

General Secy for
7/1/14

4432 Private lay-out in Chamarajanagar
12) The layout of the extension purchased by

Smt may be obtained, and the Df may be
requested to obtain the opinion of the
municipal Council to acquire the land
for an extension meeting the requirements
and their charges from municipal funds

OFFICE OF THE MINISTER FOR LOCAL SELF GOVERNMENT
No 3702
Date 11/1/49

Minister 15/1/49

18) 1/1/49

21/1/49

19) Df letter
17/1/49

20) Subd with a draft letter for appeal

11/1/49
9/2/49

21) Issue

for

10/2/49

22) To the Dy Commr, Mysore Sh
no L 9419 of 15-2-49

which draws the permission conveyed in
Go no L 1919/ml 58-46-8 of 2-8-194 for the
formation of a layout in s no 358 in

Chamarajanagar Town & calls for the
ss of the mtl in regard to the acq of the
is in question & form sites etc

16/2

4432 $\sqrt{7254}$
L

7

Petr of 21-3 49 from the Sr Hebbur
Venkatadr Nark minor by guardian
mother Mr Adalakashamma & Smrath
Devikrishna ^{Mouth Men Counsel Sri. N. Bhuma Charya} Kammari requesting
that they may grant some more time
to pay up amount due towards the
formation of roads & drains in the layout
on S no 358 of Chamara Janagar Town

22) As the parties did not pay up the
amount due towards the formation
of roads & drains in the lay out on
S no 358 of Chamara Janagar Town,
Govt in their order NO L 9419/m 69-48-8
D/15-2 49 withdrew the permission granted
for forming the layout

Page 5

23) After the issue of the ^{orders} to the D C
Mysore St, the Petitioners have now
approached ^{the} Govt for a reconsideration
of ^{the matter} and also for granting some more
time to deposit the amount for roads &
drains etc

24) ~~of~~ subd for orders whether the opinion
of the D C Mysore St may be called for
on the present Petr

Wks
9/4 Pr
9/4

and for 9/4

7854
8-25

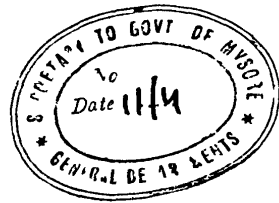
The petitioners have stated that a deposit of Rs 3500 arrived for the Laymitchaps a sum of Rs 1950 has been deposited but there was no such report or information furnished to the Govt. They ask the further to deposit the balance of Rs 1550 - to make up the total sum of Rs 3500. They state that the purchasers of plots further have not yet paid the deposit. They had to pay according to agreement. Hence they are put to difficulty in depositing the amount in time. They therefore pray for a chance being given to them to make up the deficiency & request intimating to the D.C. Mysore, to receive the balance & to issue chaps further.

3500
1550
1950

26) For order of the petition may be sent to the D.C. for opinion. Refers 17 & 18 of the notes upon and sec 7 for 18/4/44

27)

11/6/44
11/4/44



7254 $\sqrt{8426}$
2

9

29) Submit with a draft letter for approval

U.S.
12/4 ⁸ 14/4/49

30) I shall meet
for
14/4/49

To the Dy Commr, Mysore Dt

No L 11742 & 13-4-49

Sust A
25/4

Calls for a report in the matter

Letter No. 43/47-48 D. 29-4-49 from the Pat, Town
M.C.C., Chamarayana Nagar, in regard to the acqui-
sition of S. No. 358 for the formation of an extension

- 31) It is stated that the M.C.C. have, at their meeting held on 24-3-49, resolved to acquire the S. No. 358 for the formation of an extension. At the Dy Commr, Mysore Dt has been requested to take necessary action to acquire the land.
- 32) He also requests that to issue necessary instructions as to whether the Cinema building is under construction on the S. No. 358 may also be acquired.
- 33) In this connection a petition was presented by the party to whom permission was granted (since withdrawn) for forming a layout, praying for the grant of time for paying the balance of the amount in respect of the formation of roads & drains.
- 34) A report has been called for from the Dy Commr, Mysore Dt and it is awaited.

25/4/49, the reference is made 35) Submit for orders

U.S.
2/5

196
2

8426

(1036)

The Letter of the President,
Channarayana Durai

for perusal It is presumed that
the letter addressed to D.C. Mysore
D.M., whose opinion on the subject
might be awaited.

37) The receipt of the report called
for from the D.C. on the petition
of Crimath Adilakshamma etc as
per order at para 27 supra may
perhaps be awaited

Cent sep 10/5/45

38) 22/11/45

11/5/45



Sus A
12/5

Letter no CP-A 3/46-47 D 22-5-49 from the

Pat, Town m.c., Channarayana, in the
matter of the Layout of an Extension

1) It is stated that one S. N. Aswathanarayana Rao,
purchaser of a site is pushing through the work of
constructing a Cinema theatre & that, if it is completed,
it would be difficult to the m.c. either to recover the
amount or to acquire it

The Pat, therefore requests suitable orders in the matter
so that the m.c. may not incur heavy loss.

40) The report called for from the D. Comm

Layout in S no 358 - Chamarapalayam

84260 9329/L 5 640

Mysore St has not been received so far

41) subd with a DO reminder for appl

11/6 42) It is not clear, who reported the
14/6 license for the construction of the cinema theatre and whether the Municipality cannot itself stop the construction

Pr 14-6-49

43) I must have
for
16/6/49

To the Dy Commr, Mysore
No L 14444 & 16-6-49

Requests him to forward the report early

Letter no S 3 3971/48 & 20-7-49 from the Dy Commr Mysore St, forwarding report in the matter.

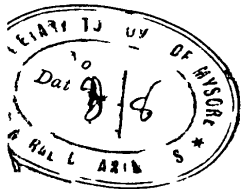
44) subd for Perusal

45) It is reported that the Party has deposited a sum of Rs 1800/- that he has given ~~him~~ a month's time in anticipation of Govt's approval, to pay the balance amount & that he would make a further report to Govt

46) The receipt of the further report will be awaited for some time

11/6 47) In the mean while the action of the
1/8 Dy Commr in giving the party a month's time to deposit the balance of the amount in anticipation of Govt's approval is for orders

Pr 2 req 48) may be approved
and sent to
16/6/49



642 Lay-out in S no 350 of Chamarajenagar

42) may be approved

3/8/49

in order of 18)

Office of the Minister for Local Self Government.	
No	633
Date	4/8/49

43) 5/8/49



44) 9/8/49
12/8/49

45)

subd with a draft letter for a ppl

12/8/49

46) Issue
12/8/49

To The Dy Commr, Mysore Dt
no 21900 of 13-8-49

in having conveyed the appeal of Govt to his action.
Granting a month's time etc & requests
that his further reply may be expedited

13/8

Letter no 23 3971/48 of 7-10-49 from the Dy Commr
Mysore Dt, forwarding a further report in the matter

47) The report received from the Dy Commr Mysore Dt
is subd for perusal

It is reported that the full amount of the Cargoes
charges amounting to Rs 3,500 has been
deposited by the Party & that Sumathi Adikrishnam

640 $\sqrt{2422}$
2

has requested that the layout may be approved

48) The Dy Commr, Mysore & requests that the orders of the Govt withdrawing permission granted to the Petitioner may be reconsidered and to approve the layout after obtaining the layout charges Rs 3500/- in lieu of Rs 10,000/- originally fixed —

Facts of the case

49) The formation of a layout on survey 10358 in Channarayana Town by Mrs. Adalakamma and Mrs. Dev. Krishnakumari was approved by Govt in their order NO L 1919/mul 58-46 & D-8-1947, subject to the condition that the Pargr should deposit Rs 10,000/- within a month towards the expenditure for the construction of roads, drains etc, in the above layout

50) On the representation of the Pargr that the deposit of Rs 10,000/- for the formation of roads & drains ^{was} very high, the Pargr was asked by the Dy Commr, Mysore to submit an estimate of actual cost. Accordingly, the Pargr sent an estimate for Rs 2825 only prepared by an Engineer.

51) This estimate was scrutinised by the Executive Engineer, Mysore and found to be correct. The Channarayana Town M.C. have, also approved of the revised estimate at their meeting held on 12-12-47

53) X

6405 2422

In the estimate no provision ~~had been~~^{was} made for supply of water & electric lights on the ground that the water supply scheme is under Correspondence with the Govt & that the Electrical Dept would provide free connection.

53) The Parg has therefore been asked to pay Rs 500 more towards the fixing of taps in the extension. A must chulika also ~~is~~^{was} proposed to be taken from the Parg to the effect that she would be prepared to pay any amount required over & above the estimate in this behalf.

54) The Dy Commr, Mysore St, recommended, that a deposit of Rs 4000/- may be accepted as against the original deposit of Rs 10,000/-.

55) As directed in para 9 of the notes ~~above~~ the Dy Commr, Mysore St was requested to intimate if the deposit of Rs 3500 has been made and the S & C reported that the deposit was not made.

56) The question was considered by the Govt and orders were issued with drawing the Permission granted for a layout on SMO 358 & the S & C was asked to obtain the views of the mull Chamavayana for in regard to the acqu of the land in question for the formation of sites etc,

57) In the meanwhile Sri Hebbale Venkataswami Narayana by guardian mother M. Adilakrishna & Devi Krishnakumari submitted a Petn to Govt, requesting that they may be granted some more time to pay the amount.

58) This Petn was forwarded to the Dy Commr, Mysore St for a report - In the meantime the

Layout no 8 110358. Channarayana Nagar Town 18
 64052422 (220)

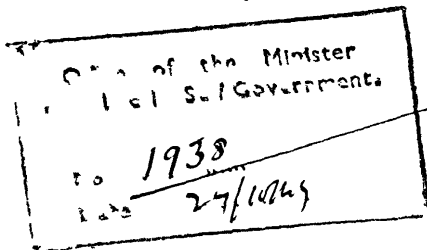
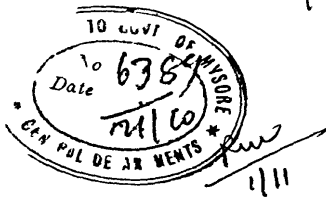
Channarayana Nagar town mch also made
 a reference to Govt expressing their willingness
 to acquire the land

59) Subsequently the B & C reported that the Parf has
 deposited Rs 1800/- & that he has given a month's
 time to deposit the balance and requested
 that his action may be approved and his
 action was approved accordingly

A 60) Now the B & C has reported that the balance
 of the amount has been deposited by the
 Parf and recommended that the orders
 of Govt withdrawing the Permission granted
 for a layout may be re-considered & that the
 Parf be permitted to form the layout

Submitted for orders
 17/10
 18/10

A:- may be approved



19/10/49
 Mr. Z. J. G. 28/10/49
 30/10/49

11/11/49
 Dft. 11/11/49

Submitted with a draft letter for approval
 An entry is also put up

11/11/49
 9/11

1) Issue with the Dft.
 2) men working the Dft.
 9/11/49

16

me 69-48

2422
2

To The Dy Commr, Mysore Dt

NO L 4788 D 14-11-49

States that ~~Permit~~ ^{Party} may be ~~granted~~ ^{granted} Permitted
to form the layout etc.

(1123

To En Hebbulu Venkatadr Nark + another

Thro"

En Bheemacharya,

Advocate, Poerf

(1124

NO L 4789 D 14-11-49

States that necessary orders have been
issued to the Dy Commr, Mysore Dt etc

To The Dist, Town me cl, Chamarganagar

NO L 4790 D 14-11-49

Forwards a Copy of the above

B
23/2

This was
dislinked from
the Revlon file

4669/47
-7 FEB 1948
L.S. BRANCH

No.D3-Pet 1165/47-48

Office of the Deputy Commis
Mysore District

From

G H Nagaraja Rao, Esq., " Sc ,
Deputy Commissioner, Mysore District

To

Syed Abdul Aleem Esq , B A ,
Secretary to Government of His Highness the
Maharaja of Mysore, Revenue Department,
Bangalore

REVENUE SECRETARY
10 -
7/2

Sir,

Subject - Construction of roads, drains etc in the private
layout of Mrs Adilakshamma and Mrs Devi Krishnakumari,
Chamarajnagar - Deposit of 10,000 to be made as
per Government Order

B"

Adverting to your letter No L 1919/1 53-46-3 dated 2nd Aug
1947 conveying the approval of Government to the layout of land in
S No 358 Chamarajnagar Town belonging to Mrs Adilakshamma and Mrs
Devi Krishnakumari for the formation of an Extension in the Town,
subject to the condition that she should deposit Rs 10,000/- towards
construction of roads, drains etc, in the layout sanctioned. I
have the honour to state that Mrs Adilakshamma represented that the
sum she was asked to deposit was very heavy, that from enquiries made
the cost of the conveniences required would not actually be so
heavy as estimated and prayed that the actual cost of the proposed
works might be recovered from her and the estimate be allowed to be
revised accordingly. The deposit of Rs 10,000 as originally
proposed by me on the basis of rough calculation. On receipt of
representation of the petitioner, she was asked to send an estimate
of actual cost for supply of water by own electricity, drainage,
metalled roads and conservancy.

2 Estimate was accordingly received for Rs 2825 prepared
by Mr. B. Doraswami Iyengar, Engineer and in submitting the estimate
the petitioner stated that the estimate was only for construction
of drains, forming conservancy and approach roads, as per approved
plans and that as there was no water facilities at Chamarajnagar
she would arrange to dig wells and install pumps to secure water
facilities. As regards Electricity, it was stated, the Electrical
Department would provide free connection.

SUBJECT

Diary No of letter replied to 4669

General and Revenue Secretariat

()
the 19

Date of issue

24/2/48

Signed by Mr

J N Rao

List of enclosures

Copied by

Examined by

Section

File No

Serial No

No

L 13854/12

To

The Dy Commr, Mysore Dt.
Sir,

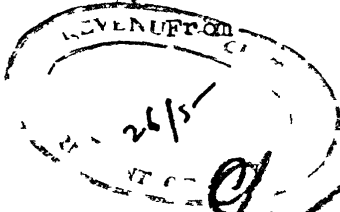
with reference to your letter no 83 Pet. 1165/47-48 & 5/2/48 in the matter of the formation of roads, drains etc., within on S no 358 in Chamarayanaagar town by Mrs Adilakshamm & Dev Krishna Kumari, I am directed to request you to state if the amount of Rs 3500 required to in the last para of your letter under reply has been deposited by the Parg Records accompany I have etc

for
Uthirai
Rendel

No D3.Pet 1165/47-48

4667/m
Office of the Deputy Commissioner,
Mysore District

Mysore, dated the 21st May 1948



Janab Mir Safdar Hussain, B A ,
Deputy Commissioner,
Mysore District

To

Janab Syed Abdul Aleem, B A ,
Secretary to Government,
Revenue Department, Bangalore

mil
Mr. Arjun
for 26/5/48
Sir,

Sub formation of roads, drains etc on S Nos
358 ~~855~~ in Chamarajanagar Town by Mrs Adil-
laxanna and Devi Krishnakumari

==

Adverting to your letter No L 13854 dated 24-2-48
on the above subject, I have the honour to state that
the President, Town Municipal Council, Chamarajanagar
has in his report No Cl A 3/46 dated 3-5-48 stated that
in response to a notice issued by the Municipality - -
directing to deposit Rs 3500/- before 23rd March 1948
the party has given an application praying for grant of
time till 26-5-48 to deposit the said sum of Rs 3500/-
I have requested the President to wait till 26-5-48
and then to report the result A further report will
be sent by the end of this month

I have the honour to be
Sir
Your most obedient servant,

For Deputy Commissioner
Mysore District

BNS/-

Ans A
31/5

Submitted for demand the promised further
report may be awaited

26/5/48

yes

27/5/48

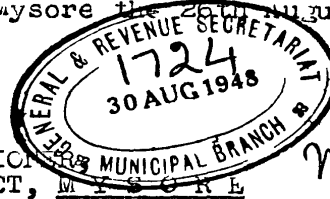
5

No D3- Per 1165/47-48 Office of the Deputy Commissioner,
Mysore District

Dated, Mysore the 26th August 1948

FROM

THE DEPUTY COMMISSIONER
MYSORE DISTRICT, MYSORE



*Mr KKS
Asst Commr*

To

18/8
THE SECRETARY TO GOVERNMENT OF MYSORE,
REVENUE DEPARTMENT, BANGALORE

Sir,

Subject - Formation of Roads Drains etc on S No 358
in Chamarajnagar Town by Mrs Adilakshamma and
Devi Krishna Kumari

With reference to your D O letter No L 1823 dated
24-8-1948 on the above subject, I have the honour to state that
the report called for from the President, Town Municipal Counsel
Chamarajnagar has not been received so far. He has again been
reminded this day to expedite submission of his report. On
receipt of the same, I shall forward my final report in the
matter.

I have the honour to be,
Sir,
Your most obedient servant,

Mr
Deputy Commissioner,
Mysore District.

Subd for Perusal

Receipt of further report will be awaited

*Uth
29/8/48*

*yes full report
for
2/9/48*

*Ans
3/9.*

D O No 2 1823

GENERAL AND REVENUE SECRETARIAT,
Dated, Bangalore

22/9/48
6

LEAR SIR

I am desired to invite ^{refugee your} your attention to ~~the~~ Office Letter No
D 3 Pet 1165 dated 21-5-48 ^{to this} and the
^{office the} subsequent ^{from the} reminder, NO 117867 D/19-6-48 in
^{reminders,} the matter of the formation of roads,
draws etc on S. NO 358 in Chamarajanagar
Town by Mrs Adilaxamma and. Devi Krishna-
Kumara,
and to request that ^{the} reply thereto may kindly be expedited, as the matter
is long pending and urgent

Yours sincerely,

To

The DC Mysore
(By name)

[Signature]
22/9/48

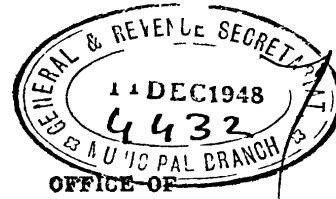
[Signature]
24/9/48

WD 06572—GPB—15 000—31-5 47

mh 69-48-7

C F No 45]

GOVERNMENT OF MYSORE



Tele. No. 10/12

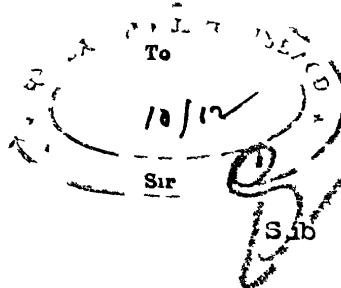
THE DEPUTY COMMISSIONER

No D3 Pet 1165/47-48

MYSORE DISTRICT

Encls

Date 8th December 48



JANAB SYED ABDUL ALEEM, B A ,
Secretary to Government,
Revenue Department, Bangalore

Mr K
10/12

Sib Formation of roads, drains etc on S No 358 in Cham-
marajanagar Town by Mrs Adilaxamma and Devi Krishna-
Kumari
==

With reference to your letter No L.13854 dated 24-2-48
requesting me to intimate if the amount of Rs 3500/- has
been deposited by the party, I write to state that President,
Town Municipal Council, Chamarajanagar reports that the same
has not been deposited so far

The connected file of records accompanies

Yours faithfully,

For Deputy Commissioner,
Mysore District

BN3/-

8

2/9419/ml 69-48-8
H/R 15.2.49

The

General Department.

To

The Deputy Commissioner,
Mysore District.

Sir,

With reference to the correspondence ending with your letter No.D3.Pet.1165/47-48 dated 8th December 1948, I am directed to state ^{that} in the circumstances reported by you, Government are pleased to withdraw the permission conveyed for the formation of a layout on survey No.358 in Ch^amarajaregar Town in letter No.L.1919/Ml.58-48-8 dated 2nd August 1947 from the Revenue Secretary to Government in favour of Mrs.Adilakshamma and Devi Krishrakumari. The views of the Municipal Council may be ascertained as to whether they are agreeable to acquire this land in question and form sites, meeting the expenditure on acquisition etc., from out of municipal funds.

2.

9 The records accompany.

Yours faithfully,
Sd/- Mir Safdar Hussain,

Secretary to Government,
General Department.

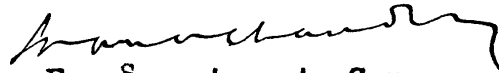
Memo No 29420

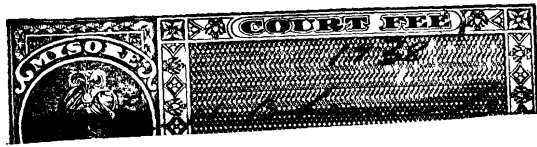
11-15-21

Copy of the above is forwarded, with compliments,
to the President, Town Municipal Council, Chamarajnegar for
information

By Order,

9c


For Secretary to Government,
General Department



To ^{3 copies} 19419
Mh 69-48-8
7 15 2-47
The Dy Commr, Mysore St.

Sir

With reference to the correspondence
ending with your letter no D3 Pet 1165/47-48 of
8-12-48, I am directed to state ^{on the facts reported by you, Government} that ~~the~~
are pleased to withdraw the permission ~~sanctioned~~ for the
~~formation~~ formation of a layout on survey
no 358 in Chamara Nagar Town ~~sanction~~

~~Sanctioned~~ ^{letter} ~~from the Dy Commr to the Dy Commr~~
no L 1919/ml 58-46-8 of 28/4/47
in favour of Mrs Arulakshammam & ~~Mr~~

Dev Krishna Kumaram ~~is hereby notified~~
~~that~~ The views of the Hunt Council may be
ascertained as to whether they are ~~able~~ ^{able} to acquire the
land in question and for the ~~formation of a layout~~
the acquisition, etc., ~~on question~~ ^{on acquisition, etc.} meeting the
expenditure from ~~the~~ ^{the} funds.

The records accompanying

Yours faithfully

P.T.O

Alb George Secy to Govt
19 4 47

L9420 15.2.63

Copy forwarded for information

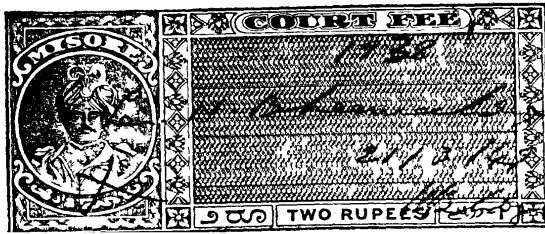
Pdt, Town Hunt Council Chamaraipattur

P.O.

from
In full copy to Govt

Pr

9.2.69



Before the Government of Mysore
In the Court of

pet No

of 194 - 194

Plaintiff/Appellant/Petitioner
Decree Holder

Defendant/Respondent
Judgment Debtor

- 1) *Hebtul Venkatesh Naik*
- 2) *Sowathu Venkatesh Naik*

Vs

1 I/We *the petitioners* above named do by these presents retain
Messrs *N. Bhawan Chetty & A. G. Srinivas*
Advocates
to appear and conduct the above case on my/our behalf to judgment

2 I/We further empower him/them to appear, plead file petitions
enter into compromise and do all necessary acts in the above case to execute
any decree or order that may be passed in my/our behalf to prefer an appeal
from any order judgment and to receive from the Court all documents
refunds and all sums of money that I/We may be entitled to get and grant
receipts therefor

3 I/We also undertake to confirm and ratify all the acts done by any
of the said Advocates or by any other Advocate or Pleader on his/their behalf
in so doing

4 I/We further agree that if I/We fail to pay the fees agreed upon or
to give due instructions at proper stages he/they are at liberty to retire from
the case and recover all dues due to them

Bangalore City

21 3 1949

M B D 21 3 49

As Kishna Kumar

Personally known to me and signed in my presence

M B D

Accepted

M B D

Advocate for

pet

L11742
13/4/49

To The Dy Commr, Mysore etc.

for

In confirmation of this office letter no L 9419 of no 69-48 & of 15-2-49 with drawing the permission granted for the formation of a layout on S no 358 of Chamarayana at Town etc, I am directed to forward herewith in original a Petn dated 1st March 1949, received from Sri Hebbale Venkata Dhanalakshamma and Srinatha N S Devi Krishnakumari, praying that the orders for the drawing the permission granted may be reconsidered & that some more time may be granted for the payment of the balance of the amount due in respect of the formation of roads & drains and to request you to forward a report on the matter.

The Petition sent in original may

with your opinion

he kindly returned with the report very early

Yours faithfully

for

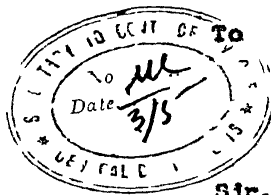
W. for gl symptoms

12/6 R. R. R. R.

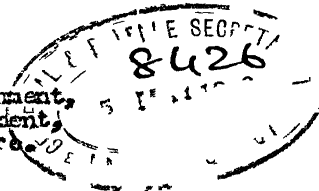
CI-A3/W-48

~~Secret~~

Office of The President,
Town Municipal Council Chamarajanagar,
dated 29th April 49



The Secretary To Government,
General Department,
Bangalore.



Sir,

Sub: Cancellation of lay-out in S.No.358 of
Chamarajanagar of Srinathi Adilaksharma.

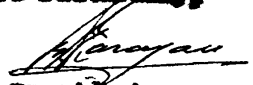
With reference to your Memo No.L.9420 dated 15-2-49 on the above subject, I have the honour to enclose herewith a copy of the resolution of the Municipal Council, passed at its meeting held on 24th March 1949 and to state that the Municipal Council has passed a resolution approving the proposal of acquiring the said Survey Number. A copy of the resolution has this day been sent to the Deputy Commissioner, Mysore District, Mysore, for kindly arranging to take up necessary proceedings for acquiring the said Survey number for the formation of town extension. In this connection, I am to state that the proposed Cinema building is under construction in the land proposed to be acquired.

Under the above circumstances, I request you to kind

16

arrange for the issue of suitable instructions as to whether the building under construction standing on the land proposed to be acquired may also be acquired or otherwise.

Yours faithfully,


President.

ಪು. 24.3-1949 ನೇ ಪ್ರತಿ ಸ್ಪಷ್ಟೀಕಾರ ಪ್ರತಿ ಕುರಿತು 94ನೇ ಅಧಿನಿಯಮ
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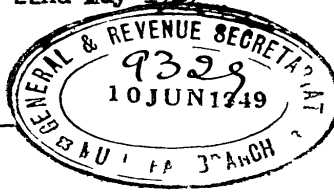
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No Cl-A 3/46-47

Office of the President, 17
Town Municipal Council, Chamarajanagar,
Dated the 22nd May 1949



The Secretary to Government,
General Department,
B A N G A L O R E



Sir, 7/6

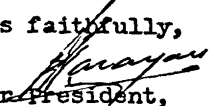
Sub Cancellation of layout oin S No.358 of Chama-
rajanagar of Sri M Adilakshamma,

Wm KM
8/6/49
In inviting your kind reference to this office letter
of even number dated 29-4-49 on the above subject, I have
the honour to state that though several concessions were
shown to her she has failed to credit the amount at every
step The Deputy Commissioner, Mysore District, Mysore, had
granted her time till 31st January 1949 as per Endorsement
issued to her in his No Pet 1165/47-48 dated 20-1-49 and had
directed that if she fail to credit the amount, the concession
granted to to her for creditting Rs 3600/- will be cancelled
and she has to pay Rs 10000/- But the Government in their
order dated 15-2-48 has cancelled the formation of a layout
and has ordered for the acquisition of the said Survey Number
The Municipal Council also is agreeable to acquire the said
S No for the formation of Town Extension Meanwhile, one
Sri N Aswatha Narayana, purchaser of a site is pushing
through with the work of constructing a Cinema Theatre If

10

If it is completed it will be difficult for the Municipality either to recover the amount or to proceed with the acquisition work, whereby, there will be a heavy loss to the Municipality. Under the above circumstances, I request you to kindly obtain suitable orders of the Government in the matter so ~~xx~~ ~~is~~ that the Municipality may not incur heavy loss.

Yours faithfully,


For President,
Town Municipal Council,
Chamaraajanagar.

IMMEDIATE

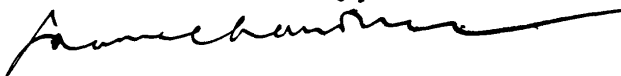
19

L. 14444 d 16 6/49

Dear Sir,

I am desired to invite reference to this office letter No.L.11742 dated 13.4.49 calling for a report on the petition received from Sri.Hebbuli Venkatadri Naik minor by guardian mother M.Adilakshamma and Sri-mathi.N.S.Devakrishna Kumari praying that the orders withdrawing the permission granted to form a layout in Chamarajanagar may be reconsidered etc., and to request you to kindly forward the report called for therein immediately. It may also be kindly stated as to who issued the license to Sri.Aswatha Narayana for the construction of the cinema on one of the sites formed in the said layout and as to whether the Municipal Council cannot cancel the said license.

Yours faithfully,



To

The Deputy Commissioner,
Mysore District.

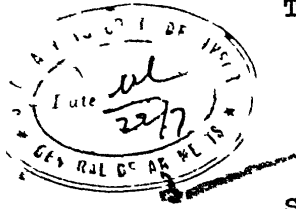
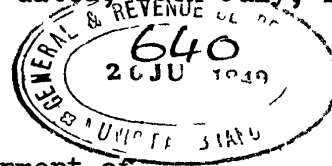
Immediate reply
Do No L 14.11.44
14/11

Dear Sir,

I am desired to write
reference to this office letter No L 117428
13-4-49 calling for a report on the Petn
received from Sri Hebbale Venkatadri
Nark minor by guardian mother Mr
Aralakshamma & Sumanth N S Devakrishna
Kumar praying that the orders withdrawing
the permission granted to for a layout
in Chamara Nagar may be reconsidered
etc, and to request you to kindly forward
the report called for ^{immediately} ~~therein~~
"stating clearly" stated & to who asked to
hence to the ~~authorities~~ ^{authorities}
To the Dy Commr, Mysore & the enclosing Yours sincerely
16/11/44
the concern
on 16/11/44
lets find
in the said layout &
as to whether it will be
the said house

No.D3.3971/48

21
Office of the Deputy Commissioner,
Mysore District,
Mysore, dated, 20th July, 1949



To

The Secretary to Government of
His Highness, the Maharaja of Mysore,
General Department, BANGALORE

Sir,

REGARDING THE LAY OUT IN SURVEY NO 358,
CHAMARAJA NAGAR

mr KK
Am
25/7/49
With reference to your letter No L.11742 dated 23 4 49
calling for a report together with my opinion in the matter of
granting time to the parties for crediting the balance of
the layout charges, I have the honour to state as follows

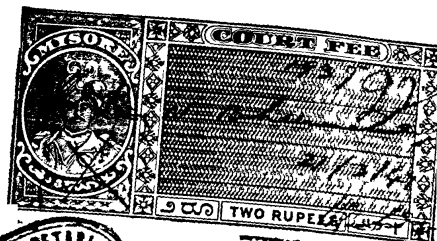
It is reported that the party has desposited a sum of
Rs 1800/- and considering the several aspects of the case, I
am of opinion that one month's time may be given to deposit
the balance amount and I have accordingly given time in
anticipation of kind approval of Government I shall forward
to Government a further report in the matter after this period--
is over

The petition received in original along with your
letter under reference is herein enclosed

Yours faithfully,


DEPUTY COMMISSIONER
Mysore DISTRICT

MLN



Before The Government of Mysore

Petition No _____ of 49

Petitioners 1 Hebbuli Venkataadri Naik, age 14 years
son of late Pollegar M Krishnappa
Naik, minor by guardian mother M
Adilakshamma

2 Srimathi NRS Devi Krishna Kumari, wife
of S Nagaraj Sthapathi, and daughter
of late M Krishnappa Naik, residing at
Sarasvathipuram, Mysore

Subject. Regarding the lay out in S No 358, Chamarajana-
nagar, town and to review and reconsider the
orders passed by the Government in Order
No 1 9419/M1/69-45-8 dated 15-2-1949

The petitioner above-named begs to state as follows.

1 That S No 358 situated in Chamarajanaagar Town with
in the Municipal limits was converted into a building
site as per the orders passed by the Revenue Commissioner
in Mysore Bangalore dated in No D Dis C 2-675/45-46
dated 14th September 1945 Thereafter the petitioner
requested the Chamarajanaagar Municipality for granting
them the permission to have a lay out in this site and
it was granted by them as per their resolutions passed
by the Municipal Council on 3-3-46

2 In pursuance of the resolutions passed by the
Municipal Council, the petitioners were asked to
deposit a sum of Rs 175/- towards the lay out charges
and the Municipality has acknowledged the receipt of
this amount in their letter No:R 146 of 11-2-1946

3 The petitioners who had already submitted a plan
for lay out which had been approved by the Municipality
and from the Government Architect, thereafter

Presented by
Mr. Shree Ch.
Advocate

Submitted

21/5/49

M/K/S

21/5/49

sold some of the sites marked in the plan to Mr Aswathanarayana Rao, Sri Govindiah and to Sri Brahmadeviah, with a condition that these persons should pay the lay out charges prorata

4 Subsequent to Sri Aswathanarayana Rao has been granted a licence to build a Cinema Theatre there and the said cinema theatre is nearing completion?

5 After the Licence to build a cinema theatre had been granted, the petitioners received an endorsement from the Deputy Commissioner in Mysore, in No I Mis 58(P R) 47-48 that they had to deposit a sum of Rs 10,000/- towards the lay out charges as per the letter from the Secretary to the Government Revenue Department (Vide No D 1919/W1 58 dated 2-8-47 46-8)

6 As the lay out charges demanded are very high, the petitioners could not pay it and they submitted a modified plan, to the Deputy Commissioner, Mysore and thereafter they were asked to deposit a sum of Rs 3500/- (vide No CL 3/46-47 dated 8-3-48 from the office of the Municipal Council, Chamarajanagar)

7 Soon after receiving the abovesaid endorsement the petitioners wrote to the President of Chamarajanagar Municipal Council, to recover Rs 2000/- from Sri Aswathanarayana Rao, Rs 800/- from Sri S P Brahmadeviah and offered to deposit the balance of Rs 525/ and Rs 175/- had been deposited before. Even though these purchasers of sites who had been given license to build had agreed with the petitioners to deposit a lay out charges as above stated some how taking advantages of the petitioners being ladies, failed to deposit, and the Municipal authorities also showed them indulgence by allowing them to proceed with the construction of the buildings, without making a lay out

out in the area. The repeated requests made by the petitioners the above named purchasers who are very influential men, went on post_poning with a view to harass the petitioners, ultimately the petitioners have deposited a sum of Rs 1950/- now, and the balance to be deposited could have been easily recovered from Sri Asvathanarayana Rao,

8 The father of the petitioners, died without leaving any other property to his wife and children except this land at ChamaraJanagar. As the late Mr Krishnappa Naik had left debts to the extent of Rs 15,000/- the petitioners were obliged to discharge the debts by selling some sites. It was not an easy affair for the petitioners to find Rs 1950/- they have now deposited. The sites now remaining are willed away by late Krishnappa Naik to his four daughters and son, and they have been very anxious to make the best use of the legacy given by their father, but all his daughters and son were minors when he died in 1942.

9 The mother of these helpless children, who has toiled all these days subsequent to her husband's death is maintaining all her children, without any resource, except looking for a better day by building houses on the sites at ChamaraJanagar has now been given a death blow, by the Government order No 9419 M1 69-45-8 dated 15-2-49 which was communicated to her from the office of the President Municipal Council, ChamaraJanagar on or about 25-2-1949 refusing to grant her further time to deposit the balance of the lay out charges.

10 The petitioners, in view of the causes for the delay given above and submits that they have been forced to cause delay at the instance of their vendees who having obtained license to build houses and the Cinema theatre became luke warm to discharge the obli-

25
obligations undertaken by them in writing. The petitioners, who are helpless ~~xx~~ are now to be penalised, inspite of their having deposited a sum of Rs 1950/- quite independently of their vendees.

11 The petitioners in the abovesaid circumstances most respectfully submit that they are entitled to be given another chance to deposit the ~~tax~~ balance of Rs 1500/- towards the lay out charges as they have struggled through all these troubles till now and deposited a sum of Rs 1950/- further the originally fixed lay out charges pumped up from Rs 175/- to Rs 10,000/- and they came down to Rs 3500/-. If the municipality had undertaken the lay out work in 1946, or at least made the depositing of the lay out charges, a condition precedent to the granting of the building license, the vendors of the petitioners would not have troubled them as they have now done.

12 The petitioners, are the persons now hard hit by the above orders passed by the Government, and therefore they most humbly pray that the Government may be pleased to take a sympathetic view of the petitioners and modify the orders passed in No I 9419 H 1 69-45-8 and grant them one more chance to make up the deficiency in the lay out charges as otherwise, the petitioners will be put to

very great hardships and irreparable losses and damages.

*and sent in final to the Deputy Commissioner
with enclosed the lay out depositing
request to receive the balance lay-out charges from them
and deposit of their vendees*

Therefore the petitioners most humbly submit that they will be very grateful to the Government of Mysore for grant indulgence which they may be pleased to show them considering the circumstances of the case as above narrated.

N. B. Chawla
Advocate for petitioners

M. B. D. S. S.
Ms. Krishna Kumar
Petitioners

21st March

26

SUBJECT

Section

File No

Serial No

Diary No of letter replied to

General and Revenue Secretariat

()
the 194

No R 1900/d 13-8-49

To

The Deputy Commissioner,

Mysore Dt

Sir,

Date of issue

Sub - Re the layout in S no
358 Chamara Nagar

Signed by

with reference to your letter
no S 3 3971/48 of 20-7-49 on the above
subject, I am directed to convey the
approval of Govt to your action
in having granted a month's
time to ^{the party in question to} pay the balance amount
The further report promised in
your letter under reply may be
~~sent~~ expedited

List of enclosures

Copied by

Examined by

Yours faithfully

for ge sent to Govt
Pr 12.8.49

No. D3 3971/48

OFFICE OF THE DEPUTY COMMISSIONER,
MYSORE DISTRICT,
Dated, Mysore, 7th October 1949

To

mh 69-48-22
The Secretary to Government
Of His Highness the Maharaja of Mysore,
General Department, BANGALORE



Sir,

Subject Regarding the layout in S No 358
of Chamarajanagar Town

ms KKR
For 17/10/49
With reference to your letter No L 1900 dated 13-8-1949 on the
above subject, I have the honour to forward herewith the connected
records ending with letter No CL 4 3/46 dated 5-9-1949 on the
above subject and to state as follows -

It is reported that the full amount of the layout charges of
Rs 3,500/- has been deposited by the party and Sri M Adilaxamma
has requested that the layout may be approved

Sri N Aswathanarayana was permitted by the District Magistrate
to construct a permanent Cinema House in pursuance of your letter,
No L 11805 dated 16-12-1947 and also as the petitioner complied
with the conditions laid down under the Cinematograph Act. He
has also obtained a license from the President, Town Municipal
council, Chamarajanagar for the construction of the building and
it is reported that the building is nearing completion. I am
therefore of opinion that Government ~~xxx~~ be pleased to reconsider
their previous orders withdrawing the permission granted to the
petitioner and to finally approve the layout accepting Rs 3,500/-
(which is fully paid) as layout charges in lieu of Rs 10,000/-
originally fixed.

In the circumstances, I request that you will be so good as
to obtain necessary orders of Government in the matter.

Yours faithfully,

ANR

for *MSRC as per*
DEPUTY COMMISSIONER,
MYSORE DISTRICT
(10/10/49 from Htl dno)

Examined by

Draft 11 / 4789 / Mh. 69-48-24
 Endt granted \$ 14/11/1969
 To, Sri Hebbuli Venkata Dr Naidu
 minor by guardian mother of
 Adalakkamma
 (2) Smt. N S Devkrishna Kumar
 Thro.

Serial No
h 4788/ml

dated 12/4/49

The Dy Commr, Mysore St
r,

with reference to the correspondence
ending with your letter no 23 3971/488
7-10-49 re: the formation of a layout
in S. no 358 of Chamaraayanagar
Town, I am directed to state that
the party ^{may be} permitted to for the
form the layout on the said
survey number

✓ This office letter no L 9419
ml 69-4888 15-2-49 issued
in the ~~last~~ ^{last} may be treated
- as withdrawn ~~Records as complete~~

Yours faithfully
John

Use for $\frac{1}{2}$ gal say to each

Draft 11 / 4789 / Mh. 69-48-24
 Endt granted \$ 14/11/1969
 To, Sri Hebbuli Venkata Dr Naidu
 minor by guardian mother of
 Adalakkamma
 (2) Smt. N S Devkrishna Kumar
 Thro.

30 000-4 6 49 In Bhennacharya,
Advocate, Bangalore,
with reference to their Pet

Dated the 21st March 1949
praying for ~~the~~^a reconsideration
of the orders of Govt withdrawing
the permission granted to them
for the formation of a layout
in S no 358 of Chamarayanagar
Town, Srs Hebbale Venkataswami
Naik & Srs Devikrishnamma
are informed that necessary
orders have been issued to the
By Commr, Mysore Dt in the matter
& that they may approach the office
for further instructions

By order

from

Memo no L 4790 / 11/69 for GL sent to Govt
to 11/11/49 in
copy of the above is forwarded with
Dkt 69-108-25

To the President, Chamarayanagar
T.M. for information re records
are herewith returned B.O.

from
J. S. S. S. S.

L 4288/ml 69-48-23

3E

xxx

14-11-1949

General Department, Bangalore
The Deputy Commissioner,
Mysore District.

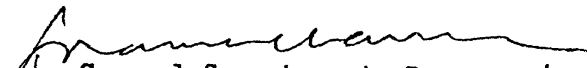
Sir,

With reference to the correspondence ending with your letter No D3 3971/48 dated 7th October 1949 regarding the formation of a layout in S No 358 of ~~Shanna~~ Chamarajanagar Town, I am directed to state that ⁱⁿ the circumstances reported, the party may be permitted to form the layout on the said survey number

This office letter No L 9419/M1 69-48-8 dated 15th February 1949 issued to the effect that the permission granted for the said layout is withdrawn in view of the facts then intimated is treated as cancelled

Yours faithfully,

ofc


General Secretary to Government

dated the 21st March 1944
praying for ~~the~~^a reconsideration

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No. 4789/Ml 69-48-24 General and Revenue Secretariat,
Dated Bangalore, 14-11-1949

ENDORSEMENT

Granted to Sri. Hebbuli Venkatadri Naik,
Minor by guardian mother M Adilakshamma
(2) Smt N. S. Devikrishnakumari,
Through Sri. Bheemacharya,
Advocate, Bangalore City.

With reference to their petition dated the 21st March 1949 praying for a reconsideration of the orders of Government withdrawing the permission granted to them for the formation of a layout in S No. 358 of Chamarajaragar Town, Sri Hebbuli Venkatadri Naik and Srimathi Devikrishnakumari are informed that necessary orders have been issued to the Deputy Commissioner, Mysore District, in the matter and that they may approach that officer for further instructions.

By Order,

Sd/- A C Nirvani Gowda,

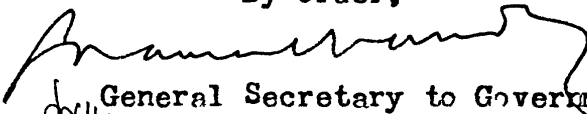
ofc
Memo No 4790/Ml General Secretary to Government
Dated 14-10-1949

Copy of the above is forwarded, with compliments

-2-

to the President, ChamaraJanagar Town Municipality,
for information. The records are herewith returned.

By Order,


General Secretary to Government.


—— 16 Pages
correspondence - 31 Pages